Deepak Moorjani [redacted] January 3, 2004 12:14 PM
To: zubie moorjani <zubiemoorjani@hotmail.com>
Cc: sunil_moorjani@hotmail.com, [redacted]
Re: Situation update

Hi Mom,

As we discussed, here are my thoughts on the situation.

The bank will force you and Dad into foreclosure if you don't find a negotiated/friendly settlement. While I have not received Dad's "letter," I imagine that it will be mostly finger-pointing without any real thoughts about finding a solution.

He sees you as the enemy, because "you left him." He sees Tony and I as protecting your interests at his expense. Funny, because we're actually trying to help him (see note below). He remains unwilling to deal with reality.

I am withdrawing from this situation, because I think that it is impossible to help someone who doesn't want to help himself. My suggestions to you:

1. Get your son (Sunil) involved. He should call Dad every day and try to get him to act responsibly. Dad needs to separate the marriage situation from the financial situation as much as possible. I've said this to him, since day 1. Together, you need to fight the bank. He continues to behave selfishly.
2. Moti needs to get involved. I have tried to have Tulsi and Jas call Moti to get him involved. It seems that he is the only one who can help to sway Dad's view, as Dad ignores Tulsi and Jas on this matter. Jas was going to call him but decided against it. Jas means well, but he isn't too bright. He asked me to take a second loan on my place and make up the shortfall. He also thinks that the house is potentially worth $3-4mm.

The bank wants a final settlement (and the deeds) by Jan 15, 2004. Time is not on your side.

On Dec 28, 2003, at 9:57 PM, [redacted]

> Thank you for the update. Hopefully, you have recovered from the flu and your blood pressure is under control. Here is an update.
>
> Mom's blood pressure has elevated to 185-190/100, and she is on medication. She is remaining involved in order to help with the situation. When we met with Skybank, the senior banker (Kenneth Nagel, Executive Vice President) indicated that he would take a harsh position, if necessary. These bankers have a fiduciary obligation to protect the interests of their shareholders, and they will go to court without any hesitation. They have a business to run, but they indicated that they would work with us, if possible. This is their first alternative, but it is not their only alternative.
>
> The bank is willing to work towards a negotiated solution, and this requires that you and Mom be involved as the joint signatories on the loans. If you are not involved (directly or indirectly), then the bank will pursue its claims in the court system. This will lead to a negative situation for each of you, as each will have to engage a bankruptcy lawyer, file bankruptcy, and give up most of your possessions (and possibly some portion of future earnings). This bankruptcy will also hinder your ability to do simple things, like subscribe to cell-phone service, rent an apartment, get a credit card, etc.
>
> If you don't engage, then I imagine that the situation will get very bad, very quickly. No one wins in litigation except the lawyers, and I recommend that you try to avoid this. From an obligation standpoint, the fact that you have vacated the house and moved to Florida does not change the situation.
>
> From a timing perspective, we are somewhat lucky to be in the holiday season, but I think you need to re-evaluate your position and get involved quickly. I am willing to help but am unable to do anything without your empowerment. As Uncle Jas has told you, I will be out of the country (in India) starting on Jan 7 and will be gone for most of the month.
>
> The urgency of the situation requires that you and Mom (and me, to the extent that you decide) agree on a strategy for working with the bank. This is to reduce the negative potential of the situation. In my previous email, I have indicated the possible options, my recommendations and my request for your concurrence. If you want me to help, I am ready and willing, but I constrained by travel schedules and the lack of signature authority.
>
> Love,
> Deepak
>
> On Dec 22, 2003, at 8:11 AM, gul@gulmoorjani.com wrote:
>
>> At present I am on high blood pressure medicine and doctors (more than 164/100)has advised me not to get involved in anything which can cause increase in blood pressure.
>>
>> Also, I do not have telephone at my apartment and I have to use someone else's or local library's computer to get my e-mail, which can take days.
>>
>> I am due to see doctor on 23rd and will find out about my blood pressure. At present, I do not want to get involved with this house situation.
>>
>> Gul
>>
>> On Fri, 19 Dec 2003 10:53:04 -0800, [redacted]
>>
>> Begin forwarded message:
>>
>> From: [redacted]
>> Date: November 30, 2003 2:13:13 PM PST